

In the Court of Appeals of the State of Alaska

Saye Gatei,

Appellant,

v.

Municipality of Anchorage,

Appellee.

Trial Court Case No. **3AN-17-09915CR**

Court of Appeals No. **A-13455**

Order

Motion to Appoint Counsel at Public
Expense

Date of Notice: **7/9/2019**

The Appellant, Saye Gatei, is currently represented in this appeal by Igor I. Herbey. Mr. Herbey states that he was appointed under Criminal Rule 39 to represent Mr. Gatei in his criminal case in the district court. Mr. Herbey now requests that this Court appoint an attorney to represent Mr. Gatei at public expense in this appeal.

But because Mr. Herbey was appointed under Criminal Rule 39 to represent Ms. Gatei in his underlying criminal case (and because Mr. Herbey is not currently seeking to withdraw), Mr. Herbey — by virtue of Appellate Rule 517.1 — continues to represent Mr. Gatei. The request that this Court appoint counsel to represent Mr. Gatei in this appeal is therefore **MOOT**.

Entered under the authority of Chief Judge Allard.

Clerk of the Appellate Courts



Kyle Roberts, Deputy Clerk

Distribution:

Mail:

Herbey, Igor Ivanovich, Muni of Anchorage
Ivers, Jennifer Lowe, Muni of Anchorage